

Adams County Conservation District

670 Old Harrisburg Road
Suite 201
Gettysburg, PA 17325-3404

Phone (717) 334-0636 Fax (717) 337-0730
www.adamscounty.us

REC'D FEB 05 2008

February 1, 2008

George O. Tubies
2390 York Road
Gettysburg, PA 17325

Re: George O. Tubies property @ 2390 York Road
Straban Township, Adams County

Certified Mail # 7004 1160 0003 9746 1647

Dear Mr. Tubies,

On January 30, 2008, a representative of the Adams County Conservation District conducted another inspection of earthmoving activities at the above referenced site. A copy of the inspection report is enclosed for your use.

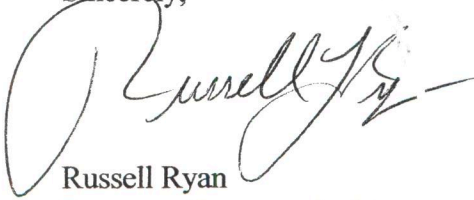
The Adams County Conservation District, by delegation agreement with the Department of Environmental Protection, is authorized to investigate complaints and inspect earthmoving activities to determine compliance with the Chapter 102, Erosion Control Rules and Regulations and The Clean Streams Law.

The inspection revealed that earthmoving activities at the above referenced site are still in violation of the Rules and Regulations of the Department and The Clean Streams Law.

Reference is made to the previous inspection ~~two~~ reports for this site wherein violations of the Rules and Regulations and The Clean Streams Law were also documented. Please be advised that the Conservation District and/or representatives of the Department will conduct additional inspections of the site.

Please submit a **written** reply to this letter detailing corrective measures taken or plans to correct the violations referenced above. Your cooperation in resolving these matters is greatly appreciated. If you have any questions regarding this matter, please contact me at (717) 334-0636.

Sincerely,

A handwritten signature in dark ink, appearing to read "Russell Ryan", with a long horizontal stroke extending to the right.

Russell Ryan
Resource Conservationist

cc: Straban Township Board of Supervisors
Frank Plewa – USACE
Todd Lutte - EPA
Ron Eberts – PADEP Compliance Specialist
Wm. F. Hill and Associates, Inc.
Public File



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF WATER QUALITY PROTECTION

Report No. 1-2008

EARTH DISTURBANCE INSPECTION REPORT

Inspection Date 1-30-2008County AdamsProject name George O. TubiesTotal Project area 14.1Location 2390 York Road, GettysburgMunicipality StrabanReceiving water(s) White RunChapter 93 designation WWFResponsible party George O. Tubies

(name & address)

2390 York RoadGettysburg, PA 17325Phone 334-6510Weather conditions Partly cloudyTime of Inspection pm

Site Representative (name & title) _____

Inspector Russell Ryan and Steve Moyer

Type of Inspection (check only one)

Routine complete ☐Routine partial ☐Photographs taken Yes ☒ No ☐Follow-up ☒Complaint ☐Final ☐

Site Description & Observations: Site conditions remain the same as was noted and documented in previous inspection report.

Continued ☐

Permit and Plan Requirements

Y N

☒ ☐ Written Erosion & Sediment Control Plan required☒ ☐ Erosion & Sediment Control Plan requested☐ ☒ E & S Control Permit required☒ ☐ NPDES Permit required Phased Constr. Non-Phased Constr.

Permit # _____

Type of Activity (check as many as appropriate)

☐ Pub. Road Constr./Maint. (PRC)☐ Res. Subdivision (RSBD)☐ Govmt. Facilities (GOV)☐ Utilities Facilities (UTL)☐ Sewer/Water Systems (SWS)☐ Remediation/Restoration (RRES)☒ Pvt. Road/Residence (PRRS)☒ Comm./Indust. Dev. (CMIN)☐ Recreation Facilities (RECF)☐ Agricul. Activities (AGA)☐ Oil/Gas Development (OGD)☐ Silviculture (SILV)



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF WATER QUALITY PROTECTION
RE: George O. Tubies

Report No. 1-2008

EARTH DISTURBANCE INSPECTION REPORT

Inspection Findings (check as many as appropriate)

- | | | |
|----|---|---|
| a. | No violations observed at this time: | <input type="checkbox"/> (N/A) |
| b. | Failure to develop a written Erosion and Sediment Control Plan: | <input checked="" type="checkbox"/> (102.4) |
| c. | Failure to have an Erosion and Sediment Control Plan available on site: | <input type="checkbox"/> (102.4) |
| d. | Failure to submit Erosion and Sediment Control Plan as requested: | <input type="checkbox"/> (102.4) |
| e. | Failure to implement effective Best Management Practices: | <input checked="" type="checkbox"/> (102.4) |
| f. | Failure to maintain effective Best Management Practices: | <input type="checkbox"/> (102.4) |
| g. | Failure to use Special Protection Best Management Practices for discharges to High Quality or Exceptional Value Waters: | <input type="checkbox"/> (102.4) |
| h. | Failure to obtain an NPDES Permit for Stormwater Discharges Associated With a Construction Activity: | <input checked="" type="checkbox"/> (102.5) |
| i. | Failure to obtain an Erosion and Sediment Control Permit: | <input type="checkbox"/> (102.5) |
| j. | Failure to demonstrate that alternative Best Management Practices achieve regulatory standards: | <input type="checkbox"/> (102.11) |
| k. | Failure to permanently stabilize the earth disturbance site: | <input checked="" type="checkbox"/> (102.22) |
| l. | Failure of earth disturbance activities to comply with permit conditions: | <input checked="" type="checkbox"/> (402 CSL) |
| m. | Failure to prevent sediment or other pollutant discharge into waters of the Commonwealth: | <input checked="" type="checkbox"/> (401 CSL) |
| n. | Site conditions present a potential for pollution to waters of the Commonwealth: | <input checked="" type="checkbox"/> (402 CSL) |
| o. | Other (describe): _____ | |

☒ Inspection of this project has revealed site conditions which constitute violations of 25 Pa. Code Chapters 92 and/or 102 and the Clean Streams Law, the act of June 22, 1937, P.L. 1987, 35 P.S. §691.1 et seq.

Additional information regarding these violations can be found on the back of this report.

Compliance Assistance Measures All disturbed areas should be properly stabilized for the interim. Sediment control bmp's should be incorporated to provide protection to culvert under Granite Station Road. Erosion and sediment control plans should be submitted to Conservation District for the earthmoving activities conducted at this property in 2007. NPDES permit should be submitted to Conservation District. Note: The need for permit was discussed with Mr. Powell and also noted in Conservation District's review comments for the Tubies Land Development Plan submittal of 2007.

Continued ☐

Follow-up Inspection will occur on or about (date) February 11, 2008

Sent via First Class Mail
(Signature of Site Representative)

NA
(Date)

(Inspector's Signature)

1-30-2008
(Date)

The Site Representatives' signature acknowledges that they have read the report and received a copy and that they were given an opportunity to discuss it with the inspector. The signature does not necessarily mean the signee agrees with the report.